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11 IN THE UNITED STATES DISTRICT COURT
12 FOR THE NORTHERN DISTRICT OF CALIFORNIA
13 SAN JOSE DIVISION

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UNITED STATES OF AMERICA,)	No. CR 10-00731 LHK
vs.)	STIPULATION AND [PROPOSED]
DUNG QUOC VO,)	ORDER CONTINUING HEARING TO
Defendant.)	FEBRUARY 29, 2012, AND EXCLUDING
)	TIME UNDER THE SPEEDY TRIAL ACT

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1 prepare.

2 Accordingly, the parties agree and stipulate that time should be excluded from January
3 11, 2012, through and including February 29, 2012, under the Speedy Trial Act, 18 U.S.C. §
4 3161(h)(7)(A) and (B)(iv), for effective preparation. Mr. Vo, and the government further agree
5 that granting the requested exclusion of time will serve the interest of justice and the ends of
6 justice outweigh the interest of the public and the defendant in a speedy trial.

7 IT IS SO STIPULATED.

8
9 Dated: January 10, 2012

10 _____/s/
11 VARELL L. FULLER
12 Assistant Federal Public Defender

13 Dated: January 10, 2012

14 _____/s/
15 MICHELLE J. KANE
16 Assistant United States Attorney
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[Proposed] ORDER

19 GOOD CAUSE APPEARING, upon stipulation of the parties, IT IS HEREBY
20 ORDERED that the status hearing currently set for January 11, 2012, shall be continued to
21 February 29, 2012, at 10:00 a.m.

22 THE COURT FINDS that failing to exclude the time between January 11, 2012, and
23 February 29, 2012, would unreasonably deny counsel the reasonable time necessary for
24 effective preparation, taking into account the exercise of due diligence. See 18 U.S.C. §
25 3161(h)(7)(B)(iv).

26 THE COURT FURTHER FINDS that the ends of justice served by excluding the time
27 Stipulation and [Proposed] Order Continuing
28 Hearing
29 No. CR 10-00731 LHK

1 between January 11, 2012, and February 29, 2012, from computation under the Speedy Trial
2 Act outweigh the interests of the public and the defendant in a speedy trial.

3 THEREFORE, IT IS HEREBY ORDERED that the time between January 11, 2012, and
4 February 29, 2012, shall be excluded from computation under the Speedy Trial Act, 18 U.S.C. §
5 3161(h)(7)(A) and (B)(iv).

6 IT IS SO ORDERED.

7 Dated: 1/10/12
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THE HONORABLE LUCY H. KOH
United States District Court Judge

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